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10-22-2001

U.S. Patent & TMO/TM Mail Rpt Dt. #70

THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

05 OCT 24 AM 10:50

05 OCT 23 AM 10:50

M.K. Health Food Distributors, Inc.

Opposer,

v.

Opposition No. 122,122

Instituto Naturvita, S.L.

Applicant.

STIPULATED REQUEST FOR EXTENSION OF TIME TO ANSWER  
NOTICE OF OPPOSITION

Applicant, Instituto Naturvita, S.L., through its undersigned counsel and with the consent of counsel for Opposer, hereby requests that the Trademark Trial and Appeal Board extend the deadline for Opposer's Answer for an additional 10 days, from October 15, 2001 until October 25, 2001. Diane Reed, counsel for Opposer, consented to this request in a telephone conversation of October 15, 2001.

This request is being made because the undersigned counsel in this matter is still awaiting further instructions from its client with respect to how to proceed. This extension request is made in good faith and not for the purpose of delay.

Respectfully submitted,

GOTTLIEB, RACKMAN & REISMAN, P.C.

Dated: October 15, 2001

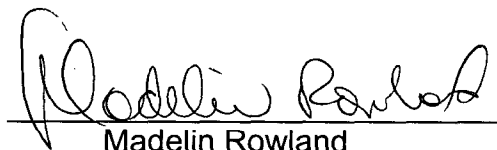
BY: Barbara Loewenthal  
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New York, NY 10016  
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MS

### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in a postage prepaid envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, V.A. 22202-3513, on October 15, 2001.

Dated: New York, New York  
October 15, 2001

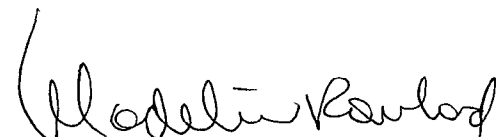
  
Madelin Rowland

### **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing STIPULATED REQUEST FOR 10 DAYS EXTENSION OF TIME TO ANSWER NOTICE OF OPPOSITION was served on October 15, 2001, to Opposer's counsel of record via first class mail, a postage prepaid, addressed as follows:

Diane M. Reed, Esq.  
Knobbe Martens Olson & Bear LLP  
620 Newport Center Drive, 16<sup>th</sup> Floor  
Newport Beach, California 92660

Dated: New York, New York  
October 15, 2001

  
Madelin Rowland